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REMARKS

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OPTIONAL FORM 41 (Rev. 7-76)  
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EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET

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| CIA, EEOC, FCC, Federal Mediation  | Approval or signature | <input type="checkbox"/> |
| and Conciliation Service, FEMA,    | Comment               | <input type="checkbox"/> |
| International Trade Commission,    | Prepare reply         | <input type="checkbox"/> |
| NCUA, National Endowment for the   | Discuss with me       | <input type="checkbox"/> |
| Arts, NSF, Panama Canal Commission | For your information  | <input type="checkbox"/> |
| Peace Corps, Selective Service     | See remarks below     | <input type="checkbox"/> |
| System, USIA, U.S. Trade           |                       |                          |
| Representative                     |                       |                          |

FROM

Barbara F. Young

DATE

MAY 17 1985

REMARKS

As you can see from the enclosed memorandum to members of the President's Council on Management Improvement (PCMI), we are reviewing Executive orders (EOs) in order to determine which should be eliminated, consolidated or revised. In the enclosed attachments covering EOs from 1961 to 1981 and from 1981 to 1985, we have attempted to determine which apply to which agencies. We would appreciate your review of EOs noted for your agency and response within four weeks as to whether they are current or should be modified, rescinded or consolidated.

OMB FORM 4

Rev Aug 70

Mr. Ronald C. Oleyar  
Assistant Director and Comptroller  
ACTION  
806 Connecticut Avenue, N.W.  
Room 400  
Washington, D.C. 20525

Mr. William F.W. Jones  
Comptroller  
Federal Emergency Management Agency  
500 C Street, S.W., Room 721  
Washington, D.C. 20472

Mr. William J. Montgomery  
Administrative Director  
Arms Control and Disarmament Agency  
320 Twenty-first Street, N.W.,  
Room 5731  
Washington, D.C. 20451

Mr. Kenneth R. Mason  
Secretary  
U.S. International Trade Commission  
701 E Street, N.W., Room 160  
Washington, D.C. 20436

Mr. A. Alan Hill  
Chairman  
Council on Environmental Quality  
722 Jackson Place, N.W.  
Washington, D.C. 20006

Mr. Vincent Toolen  
Director, Office of Services  
National Credit Union Administration  
1776 G Street, N.W.  
Washington, D.C. 20456

Mr. Harry E. Fitzwater  
Deputy Director for Administration  
Central Intelligence Agency  
Washington, D.C. 20505

Mr. Jack Bassco  
Director of Administration  
National Endowment for the Arts  
1100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20506

Mr. John Seal  
Director, Office of Management  
Equal Employment Opportunity  
Commission  
2401 - E Street, N.W.  
Washington, D.C. 20507

Mr. Thomas Ubois  
Assistant Director for  
Administration  
National Science Foundation  
1800 G Street, N.W.  
Washington, D.C. 20550

Mr. Edward J. Minkel  
Managing Director  
Federal Communications Commission  
1919 M Street, N.W.  
Room 852  
Washington, D.C. 20554

Mr. Michael Rhode, Jr.  
Secretary  
Panama Canal Commission  
2000 L Street, N.W., Fifth Floor  
Washington, D.C. 20036

Ms. Jean McKee  
Executive Director  
Office of the Executive Director  
Federal Mediation and Conciliation  
Service  
2100 K Street, N.W., Room 908  
Washington, D.C. 20427

Ms. Linda Gregory  
Associate Director for Management  
Peace Corps  
806 Connecticut Avenue, N.W.  
Room 401  
Washington, D.C. 20526

Mr. Woodward Kingman  
Associate Director  
Bureau of Management  
U.S. Information Agency  
Room 816  
301 Fourth Street, S.W.,  
Washington, D.C. 20547

Mr. David A. Cox  
Associate Director for Management  
Services  
Selective Service System  
1023 - 31st Street, N.W.  
Washington, D.C. 20435

Mr. Dennis E. Whitfield  
Assistant U.S. Trade Representative  
for Administration  
Winder Building, Room 209  
600 Seventeenth Street, N.W.  
Washington, D.C. 20506



EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

MAY 17 1985

MEMORANDUM TO THE PRESIDENT'S COUNCIL ON MANAGEMENT IMPROVEMENT

FROM:

*Arlene Triplett*  
ARLENE TRIPLETT  
ASSOCIATE DIRECTOR FOR MANAGEMENT

SUBJECT:

Next Steps in Study of Presidential and Central  
Management Directives

We have reviewed your comments on our February 14, 1985, proposal for a PCMI study of Presidential and central management directives. In light of your favorable response and thoughtful comments, we are now getting the study underway, with the assistance of the Department of Justice, starting with the Executive orders (E.O.s). As a number of you observed, agencies already made a good beginning in this area in 1981 in response to requests from the Vice President concerning E.O.s for the years 1961-1981. I am attaching copies for your reference of memoranda your agency submitted then.

In our current effort, we would like you to broaden somewhat the scope of your review of the E.O.s. The starting point will be reconsideration of the E.O.s addressed by your previous submissions. In addition, using the Codification of Presidential Proclamations and Executive Orders, published by the Office of the Federal Register, please take the lead in reviewing the E.O.s which relate mainly to your agency. We have identified these E.O.s by Chapters in an attached list. Please let us know if this list is inaccurate in any way. The study will also include the more recent E.O.s. We are, therefore, attaching a list, with Chapter assignments, of E.O.s for the period January 20, 1981, through January 20, 1985.

Once you have identified the E.O.s for your review, you should categorize and group them as follows:

- (a) those which are specific to your agency only;
- (b) those with broader application, applying to your agency but also to several others (please identify these other agencies); and
- (c) those which are governmentwide in application.

For each E.O. with relevance for your agency, we would appreciate identification of any specific problems or concerns, along with your assessment and recommendations regarding them. Evaluation of the E.O.s may, for example, indicate:

- (1) technical changes because of inconsistencies across E.O.s, organizational changes, out-of-date sunset provisions, etc.;
- (2) consolidations of E.O.s in the same functional area for "regulatory" relief on agencies and/or the public;
- (3) elimination of all or part of an E.O. because events have overtaken past needs, etc.; and
- (4) other.

Please do not indicate proposed policy changes as part of this study. If you recommend modifications in E.O.s, please indicate the type of change (which of the four categories) and include specific proposed language for one or more new omnibus E.O.s.

Thank you very much for your assistance in this important project. We would appreciate receiving your responses within four weeks. If you have any questions, please call Barbara Young on 395-3053.

Attachments

LEAD AGENCY ASSIGNMENTS FOR EXECUTIVE ORDERS

Executive Orders: 1961-1981

| <u>Chapter</u>                                | <u>Lead Agency */</u> | <u>Exceptions */</u>  |
|---|-----------------------|---|
| Chapter 2 - Clemency                          | DOJ                   |   |
| Chapter 3 - Executive Office of the President | White House           | State -- 10347<br>OMB -- 11030  |
| Chapter 5 - Federal Civilian Personnel        | OPM                   | Agriculture -- 10624<br>Energy -- 12026<br>Interior/OPM -- 11899<br>DOJ/OPM -- 11895, 12230<br>Labor -- 12171, 12196<br>State -- 11294<br>State/OPM -- 10000, 11219, 11552, 11561<br>Treasury -- 11981, 11997<br>Treasury/OPM -- 11203<br>ACTION/OPM -- 12034<br>EEOC -- 11478<br>NASA/OPM -- 11955<br>OMB -- 12177<br>Peace Corps/OPM -- 11103 |
| Chapter 6 - Economic Stabilization            | None                  | Treasury -- 11788<br>OMB -- 12092   |
| Chapter 7 - Agriculture                       | Agriculture           |   |
| Chapter 8 - Aliens and Nationality            | None                  | DOD/DOJ -- 12081<br>HHS/State -- 11077<br>DOJ/HHS -- 12251<br>DOJ/State -- 12172, 12208   |
| Chapter 9 - Science and Technology            | NSF                   |   |
| Chapter 10 - Energy                           | Energy                |   |
| Chapter 12 - Banks and Banking                | Treasury              | State -- 12166  |

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 \*/ Where all Executive orders in a chapter cannot be assigned to one agency, a lead agency is assigned the chapter except for specific orders that are assigned to individual agencies or combinations of agencies.

| <u>Executive Orders:</u>                               | <u>Chapter Lead Agency</u> | <u>Exceptions</u>  |
|--|----------------------------|--|
| Chapter 13 - Business Credit and Assistance            | SBA                        | Commerce -- 11049, 11386, 11625<br>NCUA -- 11580   |
| Chapter 14 - Aeronautics and Space                     | DOT                        | DOT/DOD -- 11047, 11161<br>NASA -- 10849   |
| Chapter 15 - Commerce and Foreign Trade                | Commerce                   | Agriculture/State/AID -- 12220<br>Commerce/DOL/ITC -- 11913<br>Commerce/State -- 12264<br>Treasury -- 12282<br>Treasury/State -- 12211<br>USTR -- 11846, 12188, 12224  |
| Chapter 16 - Commercial Practices                      | None                       | HHS -- 11583, 12160<br>GSA -- 11566  |
| Chapter 18 - Conservation of Power and Water Resources | Interior                   | OMB -- 11331, 11345, 11371, 11578, 11658, 11659, 11747   |
| Chapter 19 - Customs Duties                            | None                       | Treasury -- 11450, 11851<br>ITC -- 11377<br>USTR -- 11539  |
| Chapter 21 - Food and Drugs                            | DOJ                        |  |
| Chapter 22 - Foreign Relations                         | State                      | Agriculture -- 11108<br>DOD -- 11633<br>DOD/DOJ -- 11964<br>Energy -- 12193<br>DOJ -- 10587, 11267, 11300, 11698<br>State/ACDA -- 11044<br>State/AID -- 10159, 10300, 10458, 11223, 11252, 11896, 12066, 12147, 12163<br>State/Commerce/FCC/DOJ -- 11239, 12234<br>State/DOD -- 10608, 11958<br>State/DOD/Energy -- 11057<br>State/Energy -- 12058<br>State/DOJ -- 11471<br>State/OPM -- 9932, 10422, 12145, 12272<br>State/USIA -- 11034, 11434<br>State/VA -- 12228<br>OMB/USTR -- 12260<br>Peace Corps -- 12137<br>USIA -- 10477, 11311, 12047, 12048 |



| <u>Executive Orders:</u>                         | <u>Chapter Lead Agency</u> | <u>Exceptions</u>  |
|--|----------------------------|--|
| Chapter 24 - Housing and Urban Development       | HUD                        |  |
| Chapter 25 - Indians                             | Interior                   |  |
| Chapter 26 - Internal Revenue                    | Treasury                   |  |
| Chapter 28 - Judicial Administration             | DOJ                        | DOJ/Treasury -- 10644<br>Treasury -- 12064, 12283, 12284   |
| Chapter 29 - Labor                               | Labor                      | HHS/EOC -- 11830<br>EOC -- 12067, 12106, 12144<br>FMCS -- 11374  |
| Chapter 31 - Money and Finance                   | Treasury                   | AID -- 11579<br>OMB -- 11961   |
| Chapter 32 - National Defense                    | DOD                        | DOD/Interior -- 11048<br>DOD/VA -- 10122<br>DOJ -- 12139<br>DOJ/NSC -- 12036, 12065<br>CIA -- 10805, 10899, 11950, 12023, 12197, 12253, 12273<br>FEMA -- 10421, 10480, 10647<br>Selective Service -- 11623 |
| Chapter 33 - Navigation and Navigable Waters     | DOD                        | DOD/Energy -- 11177<br>DOD/EPA -- 11574  |
| Chapter 34 - Government Management               | OMB                        | Commerce -- 10033, 10253, 12013<br>Commerce/GSA -- 11717<br>HHS/GSA/OMB/OPM/State/DOJ/Treasury/VA -- 11609<br>GSA -- 11867, 12024  |
| Chapter 35 - Panama Canal                        | None                       | DOD -- 12215<br>State -- 12115   |
| Chapter 36 - Parks, Forests, and Public Property | Interior                   |  |

| <u>Executive Orders:</u>                              | <u>Chapter Lead Agency</u> | <u>Exceptions</u>  |
|---|----------------------------|--|
| Chapter 37 - Patents, Trademarks, and Copyrights      | Commerce                   |  |
| Chapter 38 - Veterans Benefits                        | VA                         | DOD/VA -- 8099<br>OPM -- 11521   |
| Chapter 39 - Postal Service                           | None                       | DOD -- 11255<br>PRC -- 11570   |
| Chapter 40 - Protection of Environment                | EPA                        | Agriculture -- 12247<br>Interior -- 11987<br>State/CEQ -- 12114<br>DOT/EPA/CEQ/Maritime Commission -- 11735<br>CEQ -- 11514<br>CEQ/OMB -- 11988, 11990<br>White House -- 11472 |
| Chapter 41 - Public Contracts and Property Management | GSA                        | Commerce -- 9942<br>DOD -- 10789<br>Labor -- 11701<br>OMB -- 10582, 10936, 12073   |
| Chapter 42 - Public Health                            | HHS                        |  |
| Chapter 43 - Public Lands                             | Interior                   | Interior/HUD -- 11237<br>Interior/CEQ -- 11644   |
| Chapter 44 - Emergency Management and Assistance      | FEMA                       | Agriculture -- 11795<br>USTR -- 12263  |
| Chapter 45 - Public Welfare                           | None                       | HHS -- 11562, 11776<br>Labor -- 11758, 12050, 12135<br>OMB -- 12168<br>Postal Service -- 12116   |
| Chapter 46 - Shipping                                 | DOT                        |  |
| Chapter 47 - Telecommunication                        | Commerce                   | DOJ/FCC/GSA -- 10530   |
| Chapter 48 - Education                                | Education                  |  |

Executive Orders:

Chapter 49 - Transportation

Chapter 50 - Wildlife and Fisheries

Chapter Lead Agency

DOT

Interior

Exceptions

GSA -- 12191

Uncodified Executive Orders

- Selective Service

EOs: 10984, 11098, 11119, 11188, 11241,  
11266, 11325, 11350, 11360, 11391,  
11497, 11527, 11537, 11553, 11555,  
11563, 11569, 11586, 11606

Agency

Selective Service  
System

- Public Lands

EOs: 10992, 11066, 11067, 11072, 11163,  
11212, 11220, 11488

Agriculture

11670

Interior

- Tariff

EOs: 11888, 12005

International Trade  
Commission

Agency Assignments for Executive Orders  
January 20, 1981 to January 20, 1985

| <u>Agency</u>                                    | <u>Executive Orders</u> */   |
|--|--|
| Agriculture                                      | 12300, 12439   |
| Commerce   | 12290, 12369, 12398, 12428, 12429, 12432, 12440, 12447, 12451, 12455, 12457, 12470   |
| Defense  | 12312, 12321, 12337, 12338, 12344, 12365, 12377, 12380, 12382, 12391, 12394, 12396, 12400, 12406, 12410, 12423, 12424, 12454, 12464, 12472, 12473, 12484, 12488, 12499   |
| Education  | 12320  |
| Energy   | 122287, 12338, 12344, 12346, 12437   |
| HHS  | 12328, 12335, 12341, 12345, 12397, 12402, 12450, 12452   |
| HUD  | 12350  |
| Interior   | 12328, 12401, 12442,   |
| Justice  | 12324, 12336, 12341, 12355, 12368, 12425, 12435  |
| State  | 12289, 12292, 12293, 12295, 12299, 12313, 12317, 12324, 12327, 12343, 12351, 12357, 12359, 12361, 12363, 12366, 12374, 12390, 12408, 12409, 12421, 12433, 12446, 12449, 12453, 12458, 12463, 12467, 12476, 12478 |
| Transportation                                   | 12312, 12324, 12347, 12358, 12370, 12373, 12376, 12384, 12385, 12386, 12393, 12405, 12414, 12415, 12418, 12434, 12465, 12480, 12481, 12486, 12491, 12492, 12495  |
| Treasury   | 12294, 12332, 12392, 12403, 12445, 12461, 12466, 12475   |
| AID  | 12395  |
| CIA  |  |
| EPA  | 12298, 12316, 12342  |
| Federal Mediation<br>and Conciliation<br>Service | 12462, 12497   |

\*/ For the period January 20, 1981 to January 20, 1985, there were 213 EOs issued. This list does not total 213. Seventeen EOs have been revoked and eight apply to more than one agency.

|                                    |   |
|------------------------------------|---|
| FEMA                               | 12381, 12417  |
| GSA                                | 12305, 12348, 12375, 12379, 12399, 12411, 12489   |
| International Trade<br>Commission  | 12302, 12311, 12349, 12354, 12371, 12389, 12413, 12441, 12459, 12471, 12483                         |
| NASA                               | 12490   |
| National Endowment<br>for the Arts | 12367, 12378  |
| NSC                                | 12331, 12333, 12334, 12356  |
| OMB                                | 12291, 12301, 12309, 12314, 12318, 12319, 12322, 12352, 12372, 12416, 12418, 12419, 12479,<br>12498 |
| OMB (OFPP)                         | 12430, 12448, 12474   |
| OPM                                | 12353, 12362, 12364, 12387, 12404, 12420, 12422, 12431, 12456, 12477, 12487, 12493, 12494,<br>12496 |
| Panama Canal<br>Commission         | 12304   |
| Peace Corps                        | 12412, 12468  |
| SBA                                | 12426, 12482  |
| USIA                               | 12388   |
| U.S. Synthetic Fuels<br>Corp.      | 12346   |
| U.S. Trade<br>Representative       | 12297, 12469  |
| VA                                 | 12436, 12438  |
| White House                        | 12288, 12296, 12427   |